

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

ERIC ERNST,

Plaintiff,

v.

UNION COUNTY CONSERVATION
DISTRICT,

Defendant.

No. 4:21-CV-01702

(Chief Judge Brann)

ORDER

JUNE 10, 2022

In accordance with the accompanying Memorandum Opinion, **IT IS**
HEREBY ORDERED that the Defendants' Motion to Dismiss Count III of the
Complaint (Doc. 9) is **DENIED**. Consistent with Federal Rule of Civil Procedure
12, the Defendants are directed to file an Answer by July 1, 2022.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

Chief United States District Judge